

**13089. Adulteration and misbranding of wheat grey shorts. U. S. v. 500 Sacks of Grey Shorts. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 19392. I. S. No. 18766-v. S. No. C-4570.)**

On December 17, 1924, the United States attorney for the Eastern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 500 sacks of grey shorts, remaining in the original unbroken packages at East St. Louis, Ill., consigned by the Domestic Milling Co., Kansas City, Mo., alleging that the article had been shipped from Kansas City, Mo., on or about November 29, 1924, and transported from the State of Missouri into the State of Illinois, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: (Tag) "Wheat Grey Shorts & Screenings Not Exceeding 8% Screenings \* \* \* Licensed and registered by The Kansas Flour Mills Company Kansas City, U. S. A."

It was alleged in the libel that the article was adulterated in violation of section 7 of said act, paragraph second under food, in that it consisted wholly or in part of reground bran, contained excess fiber, and was not grey shorts.

Misbranding was alleged for the reason that the designation "Wheat Grey Shorts" was false and misleading and deceived and misled the purchaser, and for the further reason that it was sold under the distinctive name of another article.

On January 21, 1925, the Dixie Mills Co., East St. Louis, Ill., having appeared as claimant for the property, a decree was entered, finding the product liable to condemnation and forfeiture, and it was ordered by the court that the said product be released to the claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$1,600, in conformity with section 10 of the act.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

**13090. Adulteration and misbranding of wheat grey shorts. U. S. v. 500 Sacks of Grey Shorts. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 19391. I. S. No. 22797-v. S. No. C-4571.)**

On December 17, 1924, the United States attorney for the Eastern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 500 sacks of grey shorts, remaining in the original unbroken packages at East St. Louis, Ill., consigned by the Hoyland Flour Mills, from Kansas City, Mo., alleging that the article had been shipped on or about November 22, 1924, and transported from the State of Missouri into the State of Illinois, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: (Tag) "Wheat Grey Shorts & Screenings Not Exceeding 8% Screenings \* \* \* Licensed and registered by The Kansas Flour Mills Company Kansas City, U. S. A."

It was alleged in the libel that the article was adulterated in violation of section 7 of said act, paragraph second under food, in that it consisted wholly or in part of reground bran, contained excess fiber, and was not grey shorts.

Misbranding was alleged for the reason that the designation "Wheat Grey Shorts" was false and misleading and deceived and misled the purchaser, and for the further reason that it was sold under the distinctive name of another article.

On January 21, 1925, the Dixie Mills Co., East St. Louis, Ill., having appeared as claimant for the property, a decree was entered, finding the product liable to condemnation and forfeiture, and it was ordered by the court that the said product be released to the claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$1,600, in conformity with section 10 of the act.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

**13091. Misbranding of mixed feed. U. S. v. Roy M. Houston and Paul F. Eve (Nashville Grain & Feed Co.). Plea of guilty. Fine, \$100. (F. & D. No. 13888. I. S. No. 277-r.)**

On December 23, 1920, the United States attorney for the Middle District of Tennessee, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Roy M. Houston and Paul F. Eve, copartners, trading as the Nashville Grain